

ASSEMBLY BILL NO. 334— ASSEMBLYMEN  
ELLISON AND EDWARDS

MARCH 20, 2017

Referred to Committee on Transportation

SUMMARY—Prohibits a driver from operating a motor vehicle in the extreme left lane of a controlled-access highway under certain circumstances. (BDR 43-154)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to highways; prohibiting a driver from operating a motor vehicle in the extreme left lane of a controlled-access highway under certain circumstances; providing exceptions; providing a penalty; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Under existing law, a driver operating a motor vehicle at a speed so slow as to  
2 impede the forward movement of traffic proceeding immediately behind the driver  
3 on a highway with two or more lanes for traffic traveling in the same direction must  
4 drive in the extreme right lane of the highway. (NRS 484B.627) This bill newly  
5 provides that a driver on a controlled-access highway with two or more lanes for  
6 traffic traveling in the same direction may not continue to operate a motor vehicle  
7 in the extreme left lane of the highway if the driver knows, or reasonably should  
8 know, that he or she is driving at a rate of speed that is below the posted speed limit  
9 and is being overtaken in that lane from the rear by a motor vehicle traveling at a  
10 higher rate of speed. Exceptions are provided for a person driving: (1) a vehicle in  
11 the extreme left lane for the purpose of overtaking another vehicle or preparing for  
12 a left turn; (2) a vehicle lawfully operating in a lane designated for high-occupancy  
13 vehicles; (3) a vehicle engaged in the construction, maintenance or repair of the  
14 highway; (4) when traffic conditions, inclement weather, obstructions, hazards or  
15 compliance with an official traffic control device or the directions of a peace officer  
16 make it necessary to drive in the extreme left lane; (5) an authorized emergency  
17 vehicle in the course of his or her official duties; and (6) a vehicle within the  
18 geographical limits of a city or town. Existing law makes a violation of the  
19 prohibition a misdemeanor. (NRS 484A.900)



\* A B 3 3 4 R 1 \*

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1       **Section 1.** Chapter 484B of NRS is hereby amended by adding  
2 thereto a new section to read as follows:

3       1. *Except as otherwise provided in subsection 2, on a*  
4 *controlled-access highway which has two or more clearly marked*  
5 *lanes for traveling in the same direction, a driver may not*  
6 *continue to operate a motor vehicle in the extreme left lane if the*  
7 *driver knows, or reasonably should know, that he or she is*  
8 *traveling at a rate of speed which is less than the posted speed*  
9 *limit for that portion of the controlled-access highway and is being*  
10 *overtaken in that lane from the rear by a motor vehicle traveling at*  
11 *a higher rate of speed.*

12       2. *The requirements of subsection 1 do not apply:*

13       (a) *To a driver operating a motor vehicle that is:*

14           (1) *Overtaking another vehicle proceeding in the same*  
15 *direction;*

16           (2) *Preparing for a left turn at an intersection;*

17           (3) *Traveling in a lane designated for the use of high-*  
18 *occupancy vehicles pursuant to NRS 484A.460, if the driver*  
19 *complies with the requirements to travel in such a lane; or*

20           (4) *Engaged in the construction, maintenance or repair of*  
21 *the highway, including, without limitation, the removal of snow.*

22       (b) *When traffic conditions, inclement weather, obstructions*  
23 *or hazards make it necessary to drive in the extreme left lane.*

24       (c) *When compliance with an official traffic control device or*  
25 *the directions given by a peace officer makes it necessary to drive*  
26 *in the extreme left lane.*

27       (d) *To the driver of an authorized emergency vehicle in the*  
28 *course of his or her official duties.*

29       (e) *To a driver operating a motor vehicle within the*  
30 *geographical limits of a city or town.*

31       **Sec. 2.** This act becomes effective on July 1, 2017.

